

10/599749

AP10R00000000 07 DEC 2005

Customer No. 22,852

Attorney Docket No. 09812.0120-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Takayoshi MAMINE et al.)
)
Application No.: Not Yet Assigned)
)
Filed: December 7, 2005)
)
For: **BIOASSAY SUBSTRATE AND**)
BIOASSAY DEVICE AND)
METHOD)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. Copies of the listed foreign patent documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. JP 2002-501174 - The relevance of this document is discussed at page 2 of the specification of the present application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

1. JP 2004-93415
2. JP 2001-238674
3. JP 10-504397
4. JP 2002-250726
5. JP 3-225278
6. JP 5-5741
7. JP 2-232563
8. JP 4-233462
9. JP 2-269938

English-language abstracts of the documents are enclosed for references 1, 2 and 4-9.

In lieu of a statement of relevance or translation of the non-English documents, enclosed is an English-language international search report from the Japanese Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing these references and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants

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reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 7, 2005

By: David W. Hill
David W. Hill
Reg. No. 28,220

Enclosures
DWH/FPD/alp

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Complete if Known		
			Application Number	Not Yet Assigned	
			Filing Date	December 7, 2005	
			First Named Inventor	Takayoshi MAMINE et al.	
			Art Unit	Not Yet Assigned	
			Examiner Name	Not Yet Assigned	
Sheet	1	of	1	Attorney Docket Number	09812.0120-00000

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁸
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		JP 2004-93415	03-25-2004	SONY CORP		Abstract
		JP 2001-238674	09-04-2001	NIKON CORP		Abstract
		JP 10-504397	04-28-1998	THE UNIVERSITY COURT OF THE UNIVERSITY OF GLASGOW		No
		JP 2002-250726	09-06-2002	TORAY INDUSTRIES, INC.		Abstract
		JP 3-225278	10-04-1991	IDEMITSU PETROCHEMICAL CO., LTD.		Abstract
		JP 5-5741	01-14-1993	IDEMITSU PETROCHEMICAL CO., LTD.		Abstract
		JP 2-232563	09-14-1990	IDEMITSU PETROCHEMICAL CO., LTD.		Abstract
		JP 4-233462	08-21-1992	IDEMITSU PETROCHEMICAL CO., LTD.		Abstract
		JP 2-269938	11-05-1990	IDEMITSU PETROCHEMICAL CO., LTD.		Abstract
		JP 2002-501174	01-15-2002			No

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁸

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.